



NOTICE OF APPEAL TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

RECEIVED  
PATENT  
JAN 07 2004  
TECH CENTER 1600/2900

APPLICANT : Lyle THEISEN  
SERIAL NO. : 09/843,219  
FILED : April 26, 2001  
TITLE : THERMOCHROMIC/PHOTOCHROMIC COSMETIC COMPOSITIONS  
Group/A.U. : 1617  
Examiner : Gina C. YU  
Conf. No. : 8367  
Docket No. : P04822US0

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated September 30, 2003, rejecting claims 33-52.

Applicant is a small entity under 37 CFR 1.9 and 1.27.

The items checked below are appropriate:

- ☒ [X] A check in the amount of \$165 is enclosed.
- ☒ [X] The Commissioner is hereby authorized to charge any deficiencies which may be required, or credit any overpayment to Deposit Account No. 50-2098.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 30<sup>th</sup> day of December 2003.

01/05/2004 JADD01 00000111 09843219

01 FC:2401

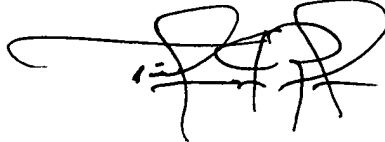
165.00 OP

Timothy J. Zarley

[ ] A Petition for Extension of Time under 37  
CFR 1.136(a) is enclosed.

Two additional copies of the notice are enclosed.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'TJ Zarley', with a large, stylized flourish at the end.

Timothy J. Zarley  
Reg. No. 45,253  
ZARLEY LAW FIRM, P.L.C.  
Capital Square  
400 Locust Street, Suite 200  
Des Moines, IA 50309-2350  
Phone Number (515) 558-0200  
Fax Number (515) 558-7790  
Customer No. 34082  
Attorneys of Record

TJZ/JJL/kc